

Sixty-sixth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2293

Introduced by

Senators Oehlke, Kreun, J. Roers

Representatives Jones, Mock, Porter

1 A BILL for an Act to create and enact a new section to chapter 20.1-02 and a new section to
2 chapter 20.1-03 of the North Dakota Century Code, relating to the creation of the aquatic
3 nuisance species program fund and surcharges for fishing and waterfowl licenses; to amend
4 and reenact section 20.1-02-16.1 of the North Dakota Century Code, relating to the investment
5 of the state game and fish fund; and to provide a continuing appropriation.

6 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

7 **SECTION 1.** A new section to chapter 20.1-02 of the North Dakota Century Code is created
8 and enacted as follows:

9 **Aquatic nuisance species program fund - Continuing appropriation.**

10 There is created in the state treasury a special fund known as the aquatic nuisance species
11 program fund. The fund consists of transfers made in accordance with sections 2 and 3 of this
12 Act. All moneys in the fund are appropriated to the game and fish department for use in aquatic
13 nuisance species education, inspection, and monitoring programs under chapter 20.1-17.

14 **SECTION 2. AMENDMENT.** Section 20.1-02-16.1 of the North Dakota Century Code is
15 amended and reenacted as follows:

16 **20.1-02-16.1. Game and fish fund - Use - Required balance - Budget section approval.**

17 1. All income of the state game and fish department deposited by the director with the
18 state treasurer must be credited to the state game and fish fund and the fund may be
19 used only by the department. All money derived from the investment of the fund,
20 special accounts, or portions of the fund ~~must~~may be credited to the game and fish
21 department private land habitat and access improvement fund. The department shall
22 spend moneys in the game and fish fund within the limits of legislative appropriations,
23 only to the extent the balance of the fund is not reduced below fifteen million dollars,
24 unless otherwise authorized by the budget section.

1 2. Investment of the fifteen million dollar balance in this section may be made under the
2 supervision of the state investment board. The moneys must be invested by the
3 investing authority according to the laws relating to state investments. The department
4 shall notify the state investment board of the amount available for investment. The
5 investment is exempt from section 6-09-07. The investment income may be deposited
6 into the aquatic nuisance species program fund for use in aquatic nuisance species
7 education, inspection, and monitoring programs.

8 **SECTION 3.** A new section to chapter 20.1-03 of the North Dakota Century Code is created
9 and enacted as follows:

10 **Fishing and waterfowl license surcharge.**

11 The director shall establish a surcharge of three dollars on each resident fishing license
12 except for a resident who is sixty-five years of age or older, permanently or totally disabled, or a
13 disabled veteran as defined in subsection 6 of section 20.1-03-12. The director also shall
14 establish a surcharge of six dollars on each nonresident fishing license and each nonresident
15 waterfowl hunting license issued under section 20.1-03-12. The collected surcharge fees must
16 be deposited with the state treasurer and credited to the aquatic nuisance species program
17 fund.